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17 September 2004

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Industrial Stormwater General Permit
c/o Mr. William Moore
Washington Department of Ecology
P.O. Box 47600
Olympia, WA 98504-7600

SEP 20 2004

Subject: Comments on Proposed Permit Modification
K/J 96.3

Dear Bill:

Thanks for providing the opportunity to comment. We support comments that we understand are being submitted on behalf of the Association of Washington Business. In addition, we have additional comments related to proposed additions to Special Condition S4.D.1, Visual Monitoring.

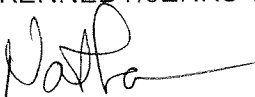
First, the text should be modified to reflect that any changes would apply after the effective date of the permit modification. As proposed, the changes could be inferred to have been required beginning with the second quarter of the year 2003. You have included similar language for other proposed changes to the permit.

Second, the proposed additional language in S4.D.1 could be interpreted as requiring the person making the observations to make the certifications that are required. Specifically, the proposed language states, "...and shall include a certification that in the judgment of the person doing the inspection the facility is in compliance or non-compliance with the SWPPP and the permit....". It is also unclear whether the "person making the observations" becomes obligated to report this information to Ecology.

Many permittees hire consultants to conduct inspections and monitoring under the permit. We serve several permittees in this capacity. As consultants, we are not unable to provide "certifications" on behalf of our clients, nor are we able to independently report information to Ecology. We would suggest that Ecology modify the proposed permit language to clearly indicate that certifications and reporting are to be made by persons authorized under condition G17 of the permit. Please contact us if you have questions regarding the information contained herein.

Very truly yours,

KENNEDY/JENKS CONSULTANTS



Nathan A. Graves
Vice President